## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

IN RE: TESTOSTERONE REPLACEMENT THERAPY	) MDL No. 2545 )
PRODUCTS LIABILITY LITIGATION	) Case No. 14 C 1748
	) )
This document relates to Guffey v. AbbVie, Inc., No. 16 C 4723	)

CASE MANAGEMENT ORDER NO. 149 (Order on Plaintiff Carlos Guffey's Motion to Reinstate in *Guffey v. AbbVie, Inc.*, No. 16 C 4723)

MATTHEW F. KENNELLY, District Judge:

On December 7, 2017, Plaintiff Carlos Guffey voluntarily stipulated to the dismissal of his entire action with prejudice [Case No. 16 C 4723, Dkt. No. 7]. The Court dismissed Mr. Guffey's case with prejudice on 4/26/2018 [Case No. 16 C 4723, Dkt. No. 8]. Later, on or around May 15, 2018, Mr. Guffey wrote a letter to the Court [Case No. 14 C 1748, Dkt. No. 2879; Case No. 16 C 4723, Dkt. No. 10]. The letter was docketed on September 21, 2018. In the letter, Mr. Guffey explained the circumstances of the stipulated dismissal. Specifically, Mr. Guffey stated that a representative from his counsel's law firm had told him that he "would not have a case" because he had undergone a "PFO closure," which the Court understands to be a form of heart surgery. According to Mr. Guffey, he "did not agree" but "signed all letters for dismissal of [his] case." Mr. Guffey then stated, "I would, however, like to have my case heard." The Court construes Mr. Guffey's letter as a motion to reinstate his case. The Court denies Mr. Guffey's motion [Case No. 14 C 1748, Dkt. No. 2879; Case No. 16 C 4723, Dkt. No. 10] because the circumstances show that he agreed to dismiss his case and then changed his mind. Changing one's mind is not an appropriate basis for reinstating a case. Mr. Guffey's counsel of record are directed to mail him a copy of this order by April 5, 2019 and are to certify (on the docket of Case No. 16 C 4723) that they have done so.

United States District Judge

Date: March 29, 2019